

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO

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COREEN LYNNE MARIE OSBORNE,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL  
SECURITY ADMINISTRATION,

Defendant.

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CASE NO. 1:22-cv-02344

OPINION & ORDER  
[Resolving Doc. 1]

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

Plaintiff Coreen Lynne Marie Osborne seeks judicial review of the Social Security Administration Commissioner's final decision denying her application for Disability Insurance Benefits ("DIB") and Supplemental Security Income ("SSI").<sup>1</sup>

On December 11, 2023, Magistrate Judge Knapp issued a Report and Recommendation ("R&R") recommending that the Court affirm the Commissioner's final decision.<sup>2</sup> Plaintiff's objections were due on December 26, 2023.<sup>3</sup> Plaintiff did not file objections.

The Federal Magistrates Act requires district courts to conduct a *de novo* review of only objected-to portions of an R&R.<sup>4</sup> Absent objection, district courts may adopt an R&R without review.<sup>5</sup> Plaintiff did not object to the R&R, so this Court may adopt Magistrate

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<sup>1</sup> Doc. 1. Plaintiff and Defendant filed merits briefs. Docs. 7, 9. Plaintiff filed a reply. Doc. 10.

<sup>2</sup> Doc. 11

<sup>3</sup> Parties have fourteen days to file objections to a Magistrate Judge's R&R. LR 72.3(b). Because December 25 was a legal holiday, objections were due the next day. Fed. R. Civ. P. 6(a)(1)(C).

<sup>4</sup> 28 U.S.C. § 636(b)(1).

<sup>5</sup> *Thomas v. Arn*, 474 U.S. 140, 149–52 (1985). Failure to timely object may waive a party's right to appeal the district court's order adopting the R&R. *Id.* at 155; *United States v. Walters*, 638 F.2d 947, 949–50 (6th Cir. 1981).

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Judge Knapp's R&R without further review.

Accordingly, the Court **ADOPTS** Magistrate Judge Knapp's R&R and **AFFIRMS** the Commissioner's final decision.

IT IS SO ORDERED.

Dated: January 8, 2024

s/ *James S. Gwin*  
JAMES S. GWIN  
UNITED STATES DISTRICT JUDGE